

# The Gazette of India

No. 19]

NEW DELHI, SATURDAY, MAY 16, 1959/VAISAKHA 26, 1881

## PART II—Section 4

### Statutory Rules and Orders issued by the Ministry of Defence

#### MINISTRY OF DEFENCE

**S.R.O. 130, dated 4th May 1959.**—In exercise of the powers conferred by section 13 of the National Cadet Corps Act, 1948 (31 of 1948), the Central Government hereby makes the following further amendment in the National Cadet Corps Rules, 1948, namely:—

In paragraph 3-A of Schedule II to the said Rules, for the words 'annual training camp' the words 'all types of camps' shall be substituted.

**S.R.O. 131, dated 4th May 1959.**—In exercise of the powers conferred by section 14 of the Territorial Army Act, 1948 (56 of 1948), the Central Government hereby makes the following further amendments in the Territorial Army Rules, 1948, namely:

In Rule 23 of the said Rules—

- (a) in item (iii) of clause (a), after the words "a unit in the Territorial Army" the following shall be inserted, namely:—

"and for the actual periods of journey to and from their permanent place of residence subject to a maximum of 7 days in all. Pay and allowances for journey period will not, however, be admissible under these Rules to Government servants who draw pay and allowances for such periods from civil estimates.";

- (b) in clause (b), the following note shall be added at the end, namely:—

"Note—Such persons shall also be entitled to pay and allowances for the actual periods of journey to and from their permanent place of residence subject to a maximum of 7 days in all:

Provided that pay and allowances for journey period will not be admissible under these Rules to Government servants who draw pay and allowances for such periods from civil estimates.";

M. M. SEN, Dy. Secy.

**S.R.O. 132, dated 28th Apl. 1959.**—The following bye-laws for regulating the construction of pavements and culverts within the limits of Dehu Road, Cantonment, made by the Cantonment Board, Dehu Road, in exercise of the powers conferred by clause (28) of section 282 and section 283 of the Cantonments Act, 1924 (2 of 1924), are published for general information, the same having been previously published, and having been approved and confirmed by the Central Government as required by sub-section (1) of section 284 of the said Act, namely:—

#### BYE-LAWS FOR REGULATING THE CONSTRUCTION OF CULVERTS AND PAVEMENTS IN THE DEHU ROAD CANTONMENT.

1. Every person intending to construct pavement or culverts in front of his house shall give notice in writing of his intention to the Executive Officer in accordance with bye-law 1 of the bye-laws made by the Cantonment Board for

regulating the erection or re-erection of buildings in the Cantonment of Dehu Road.

2. The pavement or culvert shall be constructed by the owner of the house at his own expense after obtaining the sanction of the Cantonment Board:

Provided that where the pavement or culvert is intended to be constructed on land not belonging to the owner of the house, the Cantonment Board shall not give sanction for such construction unless prior permission has been obtained from the owner of the land concerned and produced before the Executive Officer.

3. The pavement or culvert shall be so constructed as to comply strictly with the rules, bye-laws and the directions of the Cantonment Board.

4. The pavement or culvert shall be used for ingress to and egress from the house and shall not be used for any other purpose.

5. The owner of the house shall at all times at his own expense maintain the pavement or culvert in a proper state of repair to the entire satisfaction of the Cantonment Board.

6. The pavement or culvert shall not be added to or altered unless so directed by, or with the prior sanction in writing of, the Cantonment Board and the expenses of such addition and alteration shall be borne by the owner of the house.

7. If the owner of the house makes any default in carrying out the work in relation to a pavement or culvert as directed by the Cantonment Board or neglects to maintain the same in a proper state of repairs, the work may be carried out by the Cantonment Board and the expenses shall be recoverable from the owner of the house.

8. The pavement or culvert shall be removed by the owner of the house at his own cost, should the Cantonment Board require him so to do and in such an event the owner of the house shall not be entitled to claim any compensation whatsoever.

9. Where the land on which the pavement or culvert is to be constructed does not belong to the owner of the house, mere sanction of the Cantonment Board for such construction shall not be deemed to confer on the owner any claim or title whatsoever to such land. The applicant shall, in any case where the land belongs to the Government or the Cantonment Board furnish a declaration in the form set forth in the Appendix to these bye-laws.

10. A contravention of any of the provisions of these bye-laws shall be punishable with fine which may extend to rupees one hundred and in the case of an continuing contravention with an additional fine which may extend to ten rupees for every day during which such contravention continues after conviction for the first such contravention.

#### APPENDIX

#### DECLARATION

To

The President of India/The Cantonment Board I/We.....owner(s) of House/Bungalow No. ....Cantonment Board, do hereby declare that I/We have been permitted to construct a culvert and payment for the purpose of ingress to and egress from the said house/bungalow No. .... on the land described in the Schedule hereunder written on the understanding that I and my/we and our heirs successors and assigns are merely licensees and that Government's/Cantonment's Board's right to the free hold of land is not affected and that the sanction given is subject to the provisions laid down in the bye-laws.

In witness whereof I/We have hereunto set our hand on the ..... day of .....19

#### SCHEDULE

Signed by in the presence of

.....  
.....

**S.R.O. 133, dated 2nd May 1959.**—In exercise of the powers conferred by sub-section (1) of section 43A of the Cantonments Act, 1924 (2 of 1924), the Central Government hereby makes the following amendment in the notification of the Government of India in the late Defence Department, No. 385, dated the 22nd May, 1937, namely:—

In the said notification, for the words “bazar areas” and “bazar area”, wherever they occur the words “Civil areas” and “Civil area” shall respectively be substituted.

[No. 18/36/9/L/L&C/54/2635-L/D(C&L).]

**S.R.O. 134, dated 4th May 1959.**—The following amendment made by the Cantonment Board, Meerut, in exercise of the powers conferred by clause (1) of section 282 and section 283 of the Cantonments Act, 1924 (2 of 1924), to the bye-laws for the registration of births and deaths in the Meerut Cantonment, published with the notification of the Uttar Pradesh Government No. 3331/XI-27C, dated the 28th October, 1925, is published for general information, the same having been previously published and having been approved and confirmed by the Central Government as required by sub-section (1) of section 284 of the said Act, namely:—

#### *Amendment*

In the said Bye-laws after bye-law 4, the following bye-law shall be added, namely:—

“5. In the case of deaths of foreigners (aliens and non-Indians), the Executive Officer, shall immediately, after the concurrence, furnish the following information in respect of the deceased, to the Registrar-General, Births, Deaths & Marriages of the Uttar Pradesh Government, namely:—

- (a) Name of the deceased—Mr./Miss/Mrs.
- (b) Approximate age.
- (c) Profession/occupation.
- (d) Place and date of birth.
- (e) Cause of Death.
- (f) Dependents or relations/friends if any.
- (g) Address of any relative in the country of the deceased if known to the Cantonment Board.”

[No. F. 53/16/G/L&C/59/1248-G/D(C&L).]

**S.R.O. 135, dated 5th May 1959.**—The following bye-laws for the regulation of the stabling and herding of animals and for licensing of the premises for use as stables or cow houses in the Jammu Cantonment, made by the Cantonment Board, Jammu, in exercise of the powers conferred by clauses (11) and (37) of section 282 and section 283 of the Cantonments Act, 1924 (2 of 1924), are published for general information the same having been previously published and having been approved and confirmed by the Central Government, as required by sub-section (1) of section 284 of the said Act, namely:—

#### BYE-LAWS FOR THE REGULATION OF THE STABLING AND HERDING OF ANIMALS AND FOR LICENSING OF PREMISES FOR USE AS STABLES OR COW HOUSES IN JAMMU CANTONMENT.

##### 1. For the purpose of these bye-laws

- (a) “stable” means any house, shed or building or room in a house, shed or building in which horses, ponies, mules or donkeys are lodged or fed; and
- (b) “cowhouse” means a house, shed or building or room in a house, shed or building in which horned cattle are lodged or fed.

2. No person shall use any premises as stable or cowhouse within the Cantonment for stabling or herding of animals unless a licence has been granted for such purpose in accordance with the provisions of these bye-laws, provided that nothing in these bye-laws shall apply in respect of any stable or cow-house in which only one animal, and one young one under one year of age are kept for bonafide private use.

3. Every person desiring to take out such licence shall apply to the Executive Officer and the Executive Officer may grant the licence or, for reasons to be recorded, may refuse it. The number of animals to be stabled or herded in any premises shall be determined by the Executive Officer.

4. Every licence issued under these bye-laws shall be in force from the date on which it is issued until the 31st day of March next following.

5. No licence shall be granted for any stable or cowhouse which does not provided an area of 40 sq. feet for each head of cattle authorised to be kept therein or thereon provided that a licence may be granted for an existing stable or cowhouse of smaller dimensions if, in the opinion of the Asstt. Health Officer, it is provided with sufficient drainage and ventilation. No licence shall be granted for premises for the accommodation of sheep or goats unless a space of at least 120 cubic feet is allowed for each head.

6. The floors of all premises licensed under these byelaws shall be well paved with asphalt, stones with cement pointings, flag stones set in cement, or some other suitable impervious material approved by the Asstt. Health Officer and shall slope towards, and end in, a drain there.

7. A licence shall not be granted for any premises situated underneath any place used for human habitation, unless the ceiling of the premises is separated from the floor of such place by an unbroken layer of at least 3 inches of concret stone, brick or mud.

8. A licence shall not be granted for any premises within 100 feet from any bakery or licensed butcher shop, if, in the opinion of the Health Officer, the grant of such licence is harmful from sanitary point of view.

9. Every licensee shall deposit or cause to be deposited all the dung and dried refuse in such places as the Executive Officer may fix for the purpose. The bye-laws shall not prevent the licensee from selling or otherwise disposing of the cowdung provided the method of disposal is approved by the Executive Officer. No dung or liquid matter or washed water shall be permitted to flow into any public drain, nor shall it be deposited in any other receptacle.

10. Every licensee shall cause the premises licensed under these bye-laws to be cleaned daily, between the hours of 0800 and 0900 and the walls and ceiling thereof to be lime washed once in every six months.

11. The licensee shall not use, or allow to be used, any premises licensed under these bye-laws for human habitation.

12. The Executive Officer may suspend or cancel any licence for breach of any of the provisions of these bye-laws or any of the conditions of the licence.

13. Any person contravening any of these bye-laws shall, on conviction, be punishable with fine which may extend to one hundred rupees or in the case of a continuing contravention with an additional fine which may extend to twenty rupees for every day during which such contravention continues after conviction for the first such contravention.

[No. F. 12/15/G/L&C/59/1246-G/D(C&L).]

**S.R.O. 136, dated 5th May 1959.**—In exercise of the powers conferred by section 60 of the Cantonments Act, 1924 (2 of 1924), the Cantonment Board, Shillong, with the previous sanction of the Central Government, hereby makes the following amendment in the notification of the Government of Assam No. 7868 A.P., dated the 30th November, 1929, namely:—

In the said notification for the word "occupier" wherever it occurs the word "owner" shall be substituted.

[No. F. 53/10/G/L&C/59/1247-G/D(C&L).]

PRITAM SINGH, Under Secy.